

SCHEDULE III.

ORDINARY POWERS OF PROVINCIAL MAGISTRATES.

I.—Ordinary Powers of a Magistrate of the Third Class.

- (1) Power to arrest, or direct the arrest in his presence of an offender; section 65.
- (2) Power to endorse a warrant, or to order the removal of an accused person arrested under a warrant; sections 83, 84 & 86.
- (3) Power to issue proclamations in cases judicially before him, section 87.
- (4) Power to attach and sell property in cases judicially before him, section 88.
- (5) Power to restore attached property, section 89.
- (6) Power to endorse a search-warrant and order delivery of thing found, section 99.
- (7) Power to record confessions or statements during a police-investigation, section 164.
- (8) Power to authorize detention of a person during a police-investigation, section 167.
- (9) Power to detain an offender found in Court, section 351.
- (10) Power to sell perishable property of a suspected character, section 525.

II.—Ordinary Powers of a Magistrate of the Second Class.

- (1) The ordinary powers of a Magistrate of the third class.
- (2) Power to order the police to investigate an offence in cases in which the Magistrate has jurisdiction to try or commit for trial, section 155.

III.—Ordinary Powers of a Magistrate of the First Class.

- (1) The ordinary powers of a Magistrate of the second class.
- (2) Power to issue search-warrant otherwise than in course of an inquiry, section 98.
- (3) Power to issue search-warrant for discovery of persons wrongfully confined, section 100.
- (4) Power to require security to keep the peace, section 107.
- (5) Power to require security for good behaviour, section 108.
- (6) Power to make orders, &c., in possession-cases; sections 145, 146, 147.
- (7) Power to commit for trial, section 206.
- (8) Power to stop proceedings when no complainant, section 249.
- (9) Power to make orders of maintenance, sections 433 & 439.

IV.—Ordinary Powers of a Sub-divisional Magistrate.

- (1) The ordinary powers of a Magistrate of the first class.
- (2) Power to direct warrants to landholders, section 78.
- (3) Power to make orders as to local nuisances, section 133.
- (4) Power to make orders prohibiting repetitions of nuisances, section 143.
- (5) Power to make orders under section 144.
- (6) Power to hold inquests, section 174.
- (7) Power to issue process for person within local jurisdiction who has committed an offence outside the local jurisdiction, section 186.
- (8) Power to entertain complaints, section 191.
- (9) Power to receive police-reports, section 191.
- (10) Power to entertain cases without complaint, section 191.
- (11) Power to transfer cases to a Subordinate Magistrate, section 192.
- (12) Power to pass sentence on proceedings recorded by a Subordinate Magistrate, section 349.
- (13) Power to sell property alleged or suspected to have been stolen, &c., section 524.
- (14) Power to withdraw cases other than appeals, and to try or refer them for trial, section 523.

V.—Ordinary Powers of a District Magistrate.

- (1) The ordinary powers of a Sub-divisional Magistrate, being a Magistrate of the first class.
- (2) Power to issue search-warrants for documents in Post-office or Telegraph Department, section 96.
- (3) Power to discharge persons bound to keep the peace or to be of good behaviour, section 124.
- (4) Power to cancel bond for keeping the peace, section 125.
- (5) Power to try summarily, section 260.
- (6) Power to quash convictions in certain cases, section 350.
- (7) Power to withdraw or refer appeals from convictions by Magistrates of the second and third classes, section 406.
- (8) Power to hear appeals from convictions by Magistrates of the second and third classes, section 407.
- (9) Power to call for records, section 435.
- (10) Power to revise orders passed under section 514; section 515.

SCHEDULE IV.

ADDITIONAL POWERS WITH WHICH PROVINCIAL MAGISTRATES MAY BE INVESTED.

<p>POWERS WITH WHICH A MAGISTRATE OF THE FIRST CLASS MAY BE INVESTED</p>	<p>By the Local Government</p>	<ol style="list-style-type: none"> (1) Power to require security for good behaviour, section 110 : (2) Power to make orders as to local nuisances, section 133 : (3) Power to make orders prohibiting repetitions of nuisances, section 143 : (4) Power to make orders under section 144 : (5) Power to hold inquests, section 174 : (6) Power to issue process for person within local jurisdiction who has committed an offence outside the local jurisdiction, section 186 : (7) Power to take cognizance of offences upon complaint, section 191 : (8) Power to take cognizance of offences upon police reports, section 191 : (9) Power to take cognizance of offences upon information, section 191 : (10) Power to try summarily, section 200 : (11) Power to hear appeals from convictions by Magistrates of the second and third classes, section 407 : (12) Power to sell property alleged or suspected to have been stolen, &c., section 524.
	<p>By the District Magistrate</p>	<ol style="list-style-type: none"> (1) Power to make orders prohibiting repetitions of nuisances, section 143 : (2) Power to make orders under section 144 : (3) Power to hold inquests, section 174 : (4) Power to take cognizance of offences upon complaint, section 191 : (5) Power to take cognizance of offences upon police reports, section 191 : (6) Power to transfer cases, section 192.
<p>POWERS WITH WHICH A MAGISTRATE OF THE SECOND CLASS MAY BE INVESTED</p>	<p>By the Local Government</p>	<ol style="list-style-type: none"> (1) Power to pass sentences of whipping, section 32 : (2) Power to make orders prohibiting repetitions of nuisances, section 143 : (3) Power to make orders under section 144 : (4) Power to hold inquests, section 174 : (5) Power to take cognizance of offences upon complaint, section 191 : (6) Power to take cognizance of offences upon police reports, section 191 : (7) Power to take cognizance of offences upon information, section 191 : (8) Power to commit for trial, section 208.
	<p>By the District Magistrate</p>	<ol style="list-style-type: none"> (1) Power to make orders prohibiting repetitions of nuisances, section 143 : (2) Power to make orders under section 144 : (3) Power to hold inquests, section 174 : (4) Power to take cognizance of offences upon complaint, section 191 : (5) Power to take cognizance of offences upon police reports, section 191.

SCHEDULE IV—concluded.

POWERS WITH WHICH A MAGISTRATE OF THE THIRD CLASS MAY BE INVESTED	BY THE LOCAL GOVERNMENT	(1) Power to make orders prohibiting repetitions of nuisances, section 143: (2) Power to make orders under section 144: (3) Power to hold inquests, section 174: (4) Power to take cognizance of offences upon complaint, section 191: (5) Power to take cognizance of offences upon police reports, section 191: (6) Power to commit for trial, section 206.
	BY THE DISTRICT MAGISTRATE	(1) Power to make orders prohibiting repetitions of nuisances, section 143: (2) Power to make orders under section 144: (3) Power to hold inquests, section 174: (4) Power to take cognizance of offences upon complaint, section 191: (5) Power to take cognizance of offences upon police reports, section 191.
POWERS WITH WHICH A SUB-DIVISIONAL MAGISTRATE MAY BE INVESTED	BY THE LOCAL GOVERNMENT	Power to call for records, section 435.

SCHEDULE V.

FORMS.

I.—SUMMONS TO AN ACCUSED PERSON.

(See section 68.)

To _____ of _____
 WHEREAS your attendance is necessary to answer to a charge of *(state shortly the offence charged)*, you are hereby required to appear in person *(or by pleader, as the case may be)* before the *(Magistrate)* of _____, on the _____ day of _____.
 Dated this _____ day of _____, 18 ____.
 (Seal.) _____ (Signature.)

II.—WARRANT OF ARREST.

(See section 75.)

To *(name and designation of the person or persons who are to execute the warrant)*.

WHEREAS _____ of _____ stands charged with the offence of *(state the offence)*, you are hereby directed to arrest the said _____, and to produce him before me. Herein fail not.
 (Seal.) _____ (Signature.)

(See section 76.)

This warrant may be endorsed as follows:—

If the said _____ shall give bail himself in the sum of _____, with one surety in the sum of _____ *(or two sureties each in the sum of _____)*, to attend before me on the _____ day of _____ and to continue so to attend until otherwise directed by me, he may be released.

Dated this _____ day of _____, 18 ____.
 (Signature.)

FORMS.

SCHEDULE V—continued.

III.—BOND AND BAIL-BOND AFTER ARREST UNDER A WARRANT.

(See section 86.)

I, (name), of , being brought before the District Magistrate of
(or as the case may be) under a warrant issued to compel my appearance to answer to the
charge of , do hereby bind myself to attend in the Court of
on the day of next to answer to the said charge, and to continue
so to attend until otherwise directed by the Court; and, in case of my making default herein,
I bind myself to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees .

Dated this day of , 18 .

(Signature.)

I do hereby declare myself surety for the abovenamed of , that he shall
attend before in the Court of on the day of
next to answer to the charge on which he has been arrested, and shall continue so to attend
until otherwise directed by the Court; and, in case of his making default therein, I hereby
bind myself to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees .

Dated this day of , 18 .

(Signature.)

IV.—PROCLAMATION REQUIRING THE APPEARANCE OF A PERSON ACCUSED.

(See section 87.)

WHEREAS complaint has been made before me that (name, description and address) has
committed (or is suspected to have committed) the offence of , punishable under section
of the Indian Penal Code, and it has been returned to a warrant of arrest thereupon
issued that the said (name) cannot be found; and whereas it has been shown to my satisfaction
that the said (name) has absconded (or is concealing himself to avoid the service of the said
warrant);

Proclamation is hereby made that the said of is required to
appear before this Court (or before me) to answer the said complaint within days
from this date.

Dated this day of , 18 .

(Seal.)

(Signature.)

V.—PROCLAMATION REQUIRING THE ATTENDANCE OF A WITNESS.

(See section 87.)

WHEREAS complaint has been made before me that (name, description and address) has
committed (or is suspected to have committed) the offence of (mention the offence concisely)
and a warrant has been issued to compel the attendance of (name, description and address
of the witness) before this Court to be examined touching the matter of the said com-
plaint; and whereas it has been returned to the said warrant that the said (name of witness)
cannot be served, and it has been shown to my satisfaction that he has absconded (or is con-
cealing himself to avoid the service of the said warrant);

Proclamation is hereby made that the said (name) is required to appear before the Court
of on the day of next at o'clock, to be examined
touching , the offence complained of.

Dated this day of , 18 .

(Seal.)

(Signature.)

VI.—ORDER OF ATTACHMENT.

(See section 88.)

To the Police-officer in charge of the Police-station at

WHEREAS a warrant has been duly issued to compel the attendance of (name, description and
address) to testify concerning a complaint pending before this Court, and it has been returned
to the said warrant that it cannot be served; and whereas it has been shown to my satisfaction
that he has absconded (or is concealing himself to avoid the service of the said warrant); and
thereupon a proclamation was duly issued and published requiring the said to
appear and give evidence at the time and place mentioned therein, and he has failed to appear;

This is to authorize and require you to attach by seizure the moveable property belonging
to the said to the value of rupees (see sections and) which
you may find within the District of and to hold the said property under attachment

SCHEDULE V—continued.

FORMS.

pending the further order of this Court, and to return this warrant with an endorsement certifying the manner of its execution.

Dated this day of , 18 .
(Seal.)

(Signature.)

WARRANT OF ATTACHMENT TO COMPEL APPEARANCE.

(See section 88.)

To (name and designation of the person or persons who is or are to execute the warrant).

WHEREAS complaint has been made before me that (name, description and address) has committed (or is suspected to have committed) the offence of punishable under section of the Indian Penal Code, and it has been returned to a warrant of arrest thereupon issued that the said (name) cannot be found; and whereas it has been shown to my satisfaction that the said (name) has absconded (or is concealing himself to avoid the service of the said warrant), and thereupon a Proclamation has been duly issued and published requiring the said to appear to answer the said charge within days; and whereas the said is possessed of the following property other than the land paying revenue to Government in the village (or town) of in the District of , viz., , and an order has been made for the attachment thereof;

You are hereby required to attach the said property by seizure, and to hold the same under attachment pending the further order of this Court, and to return this warrant with an endorsement certifying the manner of its execution.

Dated this day of , 18 .
(Seal.)

(Signature.)

ORDER AUTHORIZING AN ATTACHMENT BY THE DEPUTY COMMISSIONER AS COLLECTOR.

(See section 88.)

To the Deputy Commissioner of the District of

WHEREAS complaint has been made before me that (name, description and address) has committed (or is suspected to have committed) the offence of punishable under section of the Indian Penal Code, and it has been returned to a warrant of arrest thereupon issued that the said (name) cannot be found; and whereas it has been shown to my satisfaction that the said (name) has absconded (or is concealing himself to avoid the service of the said warrant), and thereupon a Proclamation has been duly issued and published requiring the said to appear to answer the said charge within days, but he has not appeared; and whereas the said is possessed of certain land paying revenue to Government in the village (or town) of in the District of ;

You are hereby authorized and requested to cause the said land to be attached, and to be held under attachment pending the further order of this Court, and to certify without delay what you may have done in pursuance of this order.

Dated this day of , 18 .
(Seal.)

(Signature.)

VII.—WARRANT IN THE FIRST INSTANCE TO BRING UP A WITNESS.

(See section 90.)

To (name and designation of the Police-officer or other person or persons to execute the warrant).

WHEREAS complaint has been made before me that of has (or is suspected to have) committed the offence of (mention the offence concisely), and it appears likely that (name and description of witness) can give evidence concerning the said complaint; and whereas I have good and sufficient reason to believe that he will not attend as a witness on the hearing of the said complaint unless compelled to do so;

This is to authorize and require you to arrest the said (name) and on the day of to bring him before this Court, to be examined touching the offence complained of.

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.)

(Signature.)

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SCHEDULE V—continued.

VIII.—WARRANT TO SEARCH AFTER INFORMATION OF A PARTICULAR OFFENCE.

(See section 97.)

To (name and designation of the Police-officer or other person or persons to execute the warrant).

WHEREAS information has been laid (or complaint has been made) before me of the commission (or suspected commission) of the offence of (mention the offence concisely), and it has been made to appear to me that the production of (specify the thing clearly) is essential to the enquiry now being made (or about to be made) into the said offence (or suspected offence);

This is to authorize and require you to search for the said (the thing specified) in the (describe the house or place, or part thereof, to which the search is to be confined), and, if found, to produce the same forthwith before this Court; returning this warrant, with an endorsement certifying what you have done under it, immediately upon its execution.

Subscribed and sworn to before me, the seal of the Court, this _____ day of _____, 18____.

Given under my hand and the seal of the Court, this _____ day of _____, 18____
(Seal.) _____ (Signature.)

IX.--WARRANT TO SEARCH SUSPECTED PLACE OF DEPOSIT.

(See section 98.)

To (name and designation of a Police-officer above the rank of a Constable).

WHEREAS information has been laid before me, and on due enquiry thereupon had I have been led to believe that the house (describe the house or other place) is used as a place for the deposit (or sale) of stolen property (or, if for either of the other purposes expressed in the section, state the purpose in the words of the section);

This is to authorize and require you to enter the said house (or other place) with such assistance as shall be required, and to use, if necessary, reasonable force for that purpose, and to search every part of the said house (or other place, or, if the search is to be confined to a part, specify the part clearly) and to seize and take possession of any property (or documents, or stamps, or seals, or coins, as the case may be)—[Add (when the case requires it) and also of any instruments and materials which you may reasonably believe to be kept for the manufacture of forged documents, or counterfeit stamps, or false seals, or counterfeit coin (as the case may be)] and forthwith to bring before this Court such of the said things as may be taken possession of, returning this warrant with an endorsement certifying what you have done under it, immediately upon its execution.

Given under my hand and the seal of the Court, this _____ day of _____, 18____.

(Seal.) _____ (Signature.)

X.—BOND TO KEEP THE PEACE.

(See section 106.)

WHEREAS I, (name), inhabitant of (place), have been called upon to enter into a bond to keep the peace for the term of _____, I hereby bind myself not to commit a breach of the peace or do any act that may probably occasion a breach of the peace during the said term; and in case of my making default therein, I hereby bind myself to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees _____.

Dated this _____ day of _____, 18____. (Signature) _____

XI.—BOND FOR GOOD BEHAVIOUR.

(See sections 109 and 110.)

WHEREAS I, (name), inhabitant of (place), have been called upon to enter into a bond to be of good behaviour to Her Majesty the Queen, Empress of India, and to all her subjects for the term of (state the period), I hereby bind myself to be of good behaviour to Her Majesty and to all her subjects during the said term; and in case of my making default therein, I bind myself to forfeit to Her Majesty the sum of _____ rupees.

Dated this _____ day of _____, 18____.

(Where a bond with sureties is to be executed, add) We do hereby declare ourselves sureties for the abovenamed that he will be of good behaviour to Her Majesty the Queen, Empress of India, and to all her subjects during the said term; and in case of his making default therein we bind ourselves, jointly and severally, to forfeit to Her Majesty the sum of

Dated this _____ day of _____, 18 ____ (Signature.)

SCHEDULE V—continued.

FORMS.

XII.—SUMMONS ON INFORMATION OF A PROBABLE BREACH OF THE PEACE.

(See section 114.)

To

of

WHEREAS it has been made to appear to me by credible information that (*state the substance of the information*) and that you are likely to commit a breach of the peace (or by which act a breach of the peace will probably be occasioned), you are hereby required to attend in person (or by a duly authorized agent) at the Office of _____ Magistrate on the day of _____, 18____, at ten o'clock in the forenoon, to show cause why you should not be required to enter into a bond for rupees _____ [when sureties are required, add and also to give security by the bond of one (or two) as the case may be] surety in the sum of rupees _____ (each, if more than one)], that you will keep the peace for the term of _____

Given under my hand and the seal of the Court, this _____ day of _____, 18____.

(Seal.)

(Signature.)

XIII.—WARRANT OF COMMITMENT ON FAILURE TO FIND SECURITY TO KEEP THE PEACE.

(See section 123.)

To the Superintendent (or Keeper) of the Jail at _____

WHEREAS (*name and address*) appeared before me in person (or by his authorized agent) on the day of _____ in obedience to a summons calling upon him to show cause why he should not enter into a bond for rupees _____ with one surety (or a bond with two sureties each in rupees _____), that he the said (*name*) would keep the peace for the period of _____ months; and whereas an order was then made requiring the said (*name*) to enter into and find such security (*state the security ordered when it differs from that mentioned in the summons*), and he has failed to comply with the said order;

This is to authorize and require you the said Superintendent (or Keeper) to receive the said (*name*) into your custody together with this warrant, and him safely to keep in the said jail for the said period of (*term of imprisonment*) unless he shall in the meantime comply with the said order by himself and his sureties entering into the said bond, in which case the same shall be received, and the said (*name*) released; and to return this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Court, this _____ day of _____, 18____.

(Seal.)

(Signature.)

XIV.—WARRANT OF COMMITMENT ON FAILURE TO FIND SECURITY FOR GOOD BEHAVIOUR.

(See section 123.)

To the Superintendent (or Keeper) of the Jail at _____

WHEREAS it has been made to appear to me that (*name and description*) has been and is lurking within the District of _____ having no ostensible means of subsistence (or, and that he is unable to give any satisfactory account of himself);

or

WHEREAS evidence of the general character of (*name and description*) has been adduced before me and recorded from which it appears that he is an habitual robber (or house-breaker, &c., as the case may be);

And whereas an order has been recorded stating the same and requiring the said (*name*) to furnish security for his good behaviour for the term of (*state the period*) by entering into a bond with one surety (or two or more sureties, as the case may be), himself for rupees _____, and the said surety (or each of the said sureties) for rupees _____, and the said (*name*) has failed to comply with the said order, and for such default has been adjudged imprisonment for (*state the term*) unless the said security be sooner furnished;

This is to authorize and require you the said Superintendent (or Keeper) to receive the same (*name*) into your custody, together with this warrant, and him safely to keep in the said jail for the said period of (*term of imprisonment*), unless he shall in the meantime comply

SCHEDULE V—continued.

Given under my hand and the seal of the Court, this _____ day of _____, 18____
(Seal) *(Signature.)*

(See sections 124 and 125.)

Given under my hand and the seal of the Court, this day of , 19

(Seal.) (Signature.)

(See section 133.)

Given under my hand and the seal of the Court, this _____ day of _____, 18____.

(Seal.) _____ (Signature.)

SCHEDULE V—continued.

FORMS.

XVII.—MAGISTRATE'S ORDER CONSTITUTING A JURY.

(See section 138.)

WHEREAS on the day of , 18 , an order was issued to (name) requiring him (state the effect of the order), and whereas the said (name) has applied to me by a petition bearing date the day of for an order appointing a Jury to try whether the said recited order is reasonable and proper; I do hereby appoint (the names, &c., of the five or more Jurors) to be the Jury to try and decide the said question, and do require the said Jury to report their decision within days from the date of this order at my office at

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.) (Signature.)

XVIII.—MAGISTRATE'S NOTICE AND PREEMPTORY ORDER AFTER THE FINDING BY A JURY.

(See section 140.)

To (name, description and address).

I HEREBY give you notice that the Jury duly appointed on the petition presented by you on the day of have found that the order issued on the day of requiring you (state substantially the requisition in the order) is reasonable and proper, and I hereby direct and require you to obey the said order within (state the time allowed) on peril of the penalty provided by the Indian Penal Code for disobedience thereto.

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.) (Signature.)

XIX.—INJUNCTION TO PROVIDE AGAINST IMMINENT DANGER PENDING ENQUIRY BY JURY.

(See section 142.)

To (name, description and address).

WHEREAS the enquiry by a Jury appointed to try whether my order issued on the day of , 18 , is reasonable and proper is still pending, and it has been made to appear to me that the nuisance mentioned in the said order is attended with so imminent serious danger to the public as to render necessary immediate measures to prevent such danger, I do hereby, under the provisions of section of the Code of Criminal Procedure, direct and enjoin you forthwith to (state plainly what is required to be done as a temporary safeguard), pending the result of the local enquiry by the Jury.

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.) (Signature.)

XX.—MAGISTRATE'S ORDER PROHIBITING THE REPETITION, &c., OF A NUISANCE.

(See section 143.)

To (name, description and address).

WHEREAS it has been made to appear to me that, &c. (state the proper recital, guided by Form No. XXI);

I do hereby strictly order and enjoin you not to repeat the said nuisance by again placing or causing or permitting to be placed, &c. (as the case may be).

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.) (Signature.)

XXI.—MAGISTRATE'S ORDER TO PREVENT OBSTRUCTION, RIOT, &c.

(See section 144.)

To (name, description and address).

WHEREAS it has been made to appear to me that you are in possession (or have the management) of (describe clearly the property), and that, in digging a drain on the said land, you are about to throw or place a portion of the earth and stones dug up upon the adjoining public road, so as to occasion risk of obstruction to persons using the road;

or
WHEREAS it has been made to appear to me that you and a number of other persons (mention the class of persons) are about to meet and proceed in a religious procession along the public

SCHEDULE V.—continued.

FORMS.

institution of the said enquiry (or if the use is enjoyable only at particular seasons, say "during the last of the seasons at which the same is capable of being enjoyed") ;

I do order that the said (the claimant or claimants of possession), or any one in their interest, shall not take (or retain) possession of the said land (or water) to the exclusion of the enjoyment of the right of use aforesaid, until he (or they) shall obtain the decree or order of a competent Court adjudging him (or them) to be entitled to exclusive possession.

Given under my hand and the seal of the Court, this

day of , 18

(Seal.)

(Signature.)

XXV.—BOND AND BAIL-BOND ON A PRELIMINARY ENQUIRY BEFORE A POLICE-OFFICER.

(See section 169.)

I, (name), of , being charged with the offence of and after enquiry required to appear before the Magistrate of

and after enquiry called upon to enter into my own recognizance to appear when required,

do hereby bind myself to appear at , in the Court of , on the day of next (or on such day as I may hereafter be required to attend) to answer further to the said charge, and, in case of my making default herein, I bind myself to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees

Dated this day of , 18

(Signature.)

I hereby declare myself (or We jointly and severally declare ourselves and each of us) surety (or sureties) for the above-said that he shall attend at , in the Court of , on the day of next (or on such day as he may hereafter be required to attend), further to answer to the charge pending against him, and in case of his making default therein, I hereby bind myself (or we hereby bind ourselves) to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees

Dated this day of , 18

(Signature.)

XXVI.—BOND TO PROSECUTE OR GIVE EVIDENCE.

(See section 170.)

I, (name), of (place), do hereby bind myself to attend at , in the Court of , at o'clock on the day of next, and then and there to prosecute (or, as the case may be, to prosecute and give evidence, or to give evidence) in the matter of a charge of against one A. B., and, in case of making default herein, I bind myself to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees

Dated this day of , 18

(Signature.)

XXVII.—NOTICE OF COMMITMENT BY MAGISTRATE TO GOVERNMENT PLEADER.

(See section 218.)

The Magistrate of hereby gives notice that he has committed one for trial at the next Sessions; and the Magistrate hereby instructs the Government Pleader to conduct the prosecution of the said case.

The charge against the accused is that, &c. (state the offence as in the charge).

Dated this day of , 18

(Signature.)

XXVIII.—CHARGES.

(See sections 221, 222, 223.)

(I).—CHARGES WITH ONE HEAD.

(a) I, (name and office of Magistrate, &c.), hereby charge you (name of accused person) as follows:—

(b) That you, on or about the day of , at , waged war against Her Majesty the Queen, Empress of India, and thereby committed an offence punishable under section 121 of the Indian

On Penal Code, section 121.

FORMS.

SCHEDULE V—continued.

Penal Code, and within the cognizance of the Court of Session [when the charge is framed by a Presidency Magistrate, for Court of Session substitute High Court].

(c) And I hereby direct that you be tried by the said Court on the said charge.

[Signature and seal of the Magistrate.]

[To be substituted for (b) :—]

(2) That you, on or about the _____ day of _____ at _____, with the intention of inducing the Honourable A. B., Member of the Council of the Governor General of India, to refrain from exercising a lawful power as such Member, assaulted such Member, and thereby committed an offence punishable under section 124 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(3) That you, being a public servant in the _____ Department, directly accepted from [state the name], for another party [state the name], a gratification, other than legal remuneration, as a motive for forbearing to do an official act, and thereby committed an offence punishable under section 161 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(4) That you, on or about the _____ day of _____, at _____, did [or omitted to do, as the case may be] such conduct being contrary to the provisions of Act _____, section _____, and was known by you to be prejudicial to _____, and thereby committed an offence punishable under section 166 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(5) That you, on or about the _____ day of _____, at _____, in the course of the trial of _____, before _____, stated in evidence that "_____," which statement you either knew or believed to be false, or did not believe to be true, and thereby committed an offence punishable under section 193 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(6) That you, on or about the _____ day of _____, at _____, committed culpable homicide not amounting to murder, causing the death of _____, and thereby committed an offence punishable under section 304 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(7) That you, on or about the _____ day of _____, at _____, abetted the commission of suicide by A. B., a person in a state of intoxication, and thereby committed an offence punishable under section 306 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(8) That you, on or about the _____ day of _____, at _____, voluntarily caused grievous hurt to _____, and thereby committed an offence punishable under section 325 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(9) That you, on or about the _____ day of _____, at _____, robbed [state the name] and thereby committed an offence punishable under section 392 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(10) That you, on or about the _____ day of _____, at _____, committed dacoity, an offence punishable under section 395 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

[In cases tried by Magistrates, substitute "within my cognizance" for "within the cognizance of the Court of Session," and in (c) omit "by the said Court."]

(II).—CHARGES WITH TWO OR MORE HEADS.

(a) I, [name and office of Magistrate, &c.], hereby charge you [name of accused person] as follows :—

(b) First.—That you, on or about the _____ day of _____, at _____, knowing a coin to be counterfeit, delivered the same to another person, by name A. B., as genuine, and thereby committed an offence punishable under section 241 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

Secondly.—That you, on or about the _____ day of _____, at _____, knowing a coin to be counterfeit, attempted to induce another person, by name A. B., to receive it as

SCHEDULE V—continued.

FORMS

genuine, and thereby committed an offence punishable under section 242 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(c) And I hereby direct that you be tried by the said Court on the said charge.

[Signature and seal of the Magistrate.]

[To be substituted for (b) :—]

(2) *First*.—That you, on or about the day of , at , committed murder by causing the death of , and thereby committed an offence punishable under section 302 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

Secondly.—That you, on or about the day of , at , by causing the death of , committed culpable homicide, and thereby committed an offence punishable under section 304 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(3) *First*.—That you, on or about the day of , at , committed theft, and thereby committed an offence punishable under section 379 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

Secondly.—That you, on or about the day of , at , committed theft, having made preparation for causing death to a person in order to the committing of such theft, and thereby committed an offence punishable under section 382 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

Thirdly.—That you, on or about the day of , at , committed theft, having made preparation for causing restraint to a person in order to the effecting of your escape after the committing of such theft, and thereby committed an offence punishable under section 382 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

Fourthly.—That you, on or about the day of , at , committed theft, having made preparation for causing fear of hurt to a person in order to the retaining of property taken by such theft, and thereby committed an offence punishable under section 382 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

(4) That you, on or about the day of , at , in the course of the enquiry into before , stated in evidence that “ ” and that you, on or about the day of , at , in the course of the trial of before , stated in evidence that “ ”, one of which statements you either knew or believed to be false, or did not believe to be true, and thereby committed an offence punishable under section 193 of the Indian Penal Code, and within the cognizance of the Court of Session [or High Court].

[In cases tried by Magistrates, substitute “within my cognizance” for “within the cognizance of the Court of Session,” and in (c) omit “by the said Court.”]

(III).—CHARGE FOR THEFT AFTER A PREVIOUS CONVICTION.

I (name and office of Magistrate, &c.) hereby charge you (name of accused person) as follows :—

That you, on or about the day of , at , committed theft, and thereby committed an offence punishable under section 379 of the Indian Penal Code and within the cognizance of the Court of Session [or High Court, or Magistrate, as the case may be.]

And you the said (name of accused) stand further charged that you, before the committing of the said offence, that is to say, on the day of , had been convicted by the (state Court by which conviction was had) at of an offence punishable under

FORMS.

SCHEDULE V.—continued.

Chapter XVII of the Indian Penal Code with imprisonment for a term of three years, that is to say, the offence of house-breaking by night (*describe the offence in the words used in the section under which the accused was convicted*), which conviction is still in full force and effect, and that you are thereby liable to enhanced punishment under section 75 of the Indian Penal Code.

XXIX.—WARRANT OF COMMITMENT ON A SENTENCE OF IMPRISONMENT OR FINE IF PASSED BY A MAGISTRATE.

(See sections 245 and 258.)

To the Superintendent (or Keeper) of the Jail at

WHEREAS on the day of , 18 , (*name of prisoner*), the (1st, 2nd, 3rd, as the case may be) prisoner in case No. of the Calendar for 18 , was convicted before me (*name and official designation*) of the offence of (*mention the offence or offences concisely*) under section (or sections) of the Penal Code (or of Act), and was sentenced to (*state the punishment fully and distinctly*);

This is to authorize and require you, the said Superintendent (or Keeper) to receive the said (*prisoner's name*) into your custody in the said jail, together with this warrant, and there carry the aforesaid sentence into execution according to law.

Given under my hand and the seal of the Court, this day of , 18 .

(Seal.)

(Signature.)

XXX.—WARRANT OF IMPRISONMENT ON FAILURE TO RECOVER AMENDS BY DISTRESS.

(See section 250.)

To the Superintendent (or Keeper) of the Jail at

WHEREAS (*name and description*) has brought against (*name and description of the accused person*) the complaint that (*mention it concisely*), and the same has been dismissed as frivolous (or vexatious), and the order of dismissal awards payment by the said (*name of complainant*) of the sum of rupees as amends; and whereas the said sum has not been paid and cannot be recovered by distress of the moveable property of the said (*name of complainant*) and an order has been made for his imprisonment in jail for the period of days, unless the aforesaid sum be sooner paid;

This is to authorize and require you, the said Superintendent (or Keeper), to receive the said (*name*) into your custody, together with this warrant, and him safely to keep in the said jail for the said period of (*term of imprisonment*), subject to the provisions of section 69 of the Indian Penal Code, unless the said sum be sooner paid, and on the receipt thereof forthwith to set him at liberty; returning this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Court, this day of , 18 .

(Seal.)

(Signature.)

XXXI.—SUMMONS TO A WITNESS.

(See sections 68 and 252.)

To of

WHEREAS complaint has been made before me that of has (or is suspected to have) committed the offence of (*state the offence concisely, with time and place*) and it appears to me that you are likely to give material evidence for the prosecution;

SCHEDULE V.—continued.

FORMS.

You are hereby summoned to appear before this Court on the day of next at ten o'clock in the forenoon, to testify what you know concerning the matter of the said complaint, and not to depart thence without leave of the Court; and you are hereby warned that if you shall without just excuse neglect or refuse to appear on the said date, a warrant will be issued to compel your attendance.

Given under my hand and the seal of the Court, this day of , 18 .

(Seal.)

(Signature.)

XXXII.—PRECEPT TO DISTRICT MAGISTRATE TO SUMMON JURORS AND ASSESSORS.

(See section 325.)

To the District Magistrate of

WHEREAS a Criminal Session is appointed to be held in the Court-house at on the day of next, and the names of the persons herein stated have been duly drawn by lot from among those named in the revised list of jurors and assessors furnished to this Court, you are hereby required to summon the said persons to attend at the said Court of Session at 10 A. M. on the said date, and, within such date, to certify that you have done so in pursuance of this precept.

(Here enter the names of Jurors and Assessors.)

Given under my hand and the seal of the Court, this day of , 18 .

(Seal.)

(Signature.)

XXXIII.—SUMMONS TO JUROR OR ASSESSOR.

(See section 326.)

To (name) of (place).

PURSUANT to a precept directed to me by the Court of Session of requiring your attendance as an Assessor (or Juror) at the next Criminal Session, you are hereby summoned to attend at the said Court of Session at ten o'clock in the forenoon on the day of next.

Given under my hand and seal of office, this day of , 18 .

(Seal.)

(Signature.)

XXXIV.—WARRANT OF COMMITMENT UNDER SENTENCE OF DEATH.

(See section 374.)

To the Superintendent (or Keeper) of the Jail at

WHEREAS at the Sessions held before me on the day of , 18 (name of prisoner), the (1st, 2nd, 3rd, as the case may be) prisoner in case No. of the Calendar at the said Session, was duly convicted of the offence of culpable homicide amounting to murder under section of the Indian Penal Code, and sentenced to suffer death, subject to the confirmation of the said sentence by the Court of ;

This is to authorize and require you, the said Superintendent (or Keeper), to receive the said (prisoner's name) into your custody in the said jail, together with this warrant, and him there safely to keep until you shall receive the further warrant or order of this Court, carrying into effect the order of the said Court.

Given under my hand and the seal of the Court, this day of , 18 .

(Seal.)

(Signature.)

FORMS.

SCHEDULE V—continued.

XXXV.—WARRANT OF EXECUTION ON A SENTENCE OF DEATH.

(See section 381.)

To the Superintendent (or Keeper) of the Jail at

WHEREAS (name of prisoner), the (1st, 2nd, 3rd, as the case may be) prisoner in case No. of the Calendar at the Sessions held before me on the day of 18, has been by a warrant of this Court, dated the day of , committed to your custody under sentence of death, and whereas the order of the Court of confirming the said sentence has been received by this Court;

This is to authorize and require you the said Superintendent (or Keeper) to carry the said sentence into execution by causing the said to be hanged by the neck until he be dead, at (time and place of execution), and to return this warrant to the Court with an endorsement certifying that the sentence has been executed.

Given under my hand and the seal of the Court, this day of 18 .

(Seal.)

(Signature.)

XXXVI.—WARRANT AFTER A COMMUTATION OF A SENTENCE.

(See sections 381, 382.)

To the Superintendent (or Keeper) of the Jail at

WHEREAS at a Session held on the day of 18, (name of prisoner), the (1st, 2nd, 3rd, as the case may be) prisoner in case No. of the Calendar at the said Sessions, was convicted of the offence of , punishable under section of the Indian Penal Code, and sentenced to , and was thereupon committed to your custody; and whereas by the order of the Court of (a duplicate of which is herewith annexed) the punishment adjudged by the said sentence has been commuted to the punishment of transportation for life (or, as the case may be);

This is to authorize and to require you, the said Superintendent (or Keeper), safely to keep the said (prisoner's name) in your custody in the said jail, as by law is required, until he shall be delivered over by you to the proper authority and custody for the purpose of his undergoing the punishment of transportation under the said order,

or

if the mitigated sentence is one of imprisonment, say, after the words "custody in the said jail," "and there to carry into execution the punishment of imprisonment under the said order according to law."

Given under my hand and the seal of the Court, this day of 18 .

(Seal.)

(Signature.)

XXXVII.—WARRANT TO LEVY A FINE BY DISTRESS AND SALE.

(See section 386.)

To (name and designation of the Police-officer or other person, or persons, to execute the warrant).

WHEREAS (name and description of the offender) was on the day of 18, convicted before me of the offence of (mention the offence concisely) and sentenced to pay a fine of rupees , and whereas the said (name), although required to pay the said fine, hath not paid the same or any part thereof;

This is to authorize and require you to make distress by seizure of any moveable property belonging to the said (name) which may be found within the District of ; and, if within (state the number of days or hours allowed) next after such distress (the said sum shall not be paid (or forthwith), to sell the moveable property distrained, or so much thereof as shall be sufficient to satisfy the said fine; returning this warrant, with an endorsement certifying what you have done under it, immediately upon its execution.

Given under my hand and the seal of the Court, this day of 18 .

(Seal.)

(Signature.)

SCHEDULE V—continued.

FORMS

XXXVIII.—WARRANT OF COMMITMENT IN CERTAIN CASES OF CONTEMPT WHEN A FINE IS IMPOSED.

(See section 480.)

To the Superintendent (or Keeper) of the Jail at

WHEREAS at a Court holden before me on this day (*name and description of the offender*) in the presence (or view) of the Court committed wilful contempt,

And whereas for such contempt the said (*name of offender*) has been adjudged by the Court to pay a fine of rupees , or in default to suffer imprisonment for the space of (*state the number of months or days*);

This is to authorize and require you, the Superintendent (or Keeper) of the said Jail, to receive the said (*name of offender*) into your custody, together with this warrant, and him safely to keep in the said jail for the said period of (*term of imprisonment*) unless the said fine be sooner paid; and on the receipt thereof, forthwith to set him at liberty, returning this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Court, this day of , 18 .

(Seal.)

(Signature.)

XXXIX.—MAGISTRATE'S OR JUDGE'S WARRANT OF COMMITMENT OF WITNESS REFUSING TO ANSWER.

(See section 485.)

To (*name and designation of Police Constable*) at the Police-station of

WHEREAS (*name and description*), being summoned (or brought before this Court) as a witness and this day required to give evidence on an inquiry into an alleged offence, refused to answer a certain question (or certain questions) put to him touching the said alleged offence, and duly recorded, without alleging any just excuse for such refusal, and for his contempt has been adjudged detention in custody for (*term of detention adjudged*);

This is to authorize and require you to take the said (*name*) into custody, and him safely keep in the Lock-up of the said station for the space of days unless in the meantime he shall consent to be examined and to answer the questions asked of him, and on the last of the said days, or forthwith on such consent being known, to bring him before this Court to be dealt with according to law; returning this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Court, this day of , 18 .

(Seal.)

(Signature.)

XL.—WARRANT OF IMPRISONMENT ON FAILURE TO PAY MAINTENANCE.

(See section 488.)

To the Superintendent (or Keeper) of the Jail at

WHEREAS (*name, description and address*) has been proved before me to be possessed of sufficient means to maintain his wife (*name*) [or his child (*name*)], who is by reason of (*state the reason*) unable to maintain (herself or himself) and to have neglected (or refused) to do so, and an order has been duly made requiring the said (*name*) to allow to his said wife (or child) for maintenance the monthly sum of rupees , and whereas it has been further proved that the said (*name*) in wilful disregard of the said order has failed to pay rupees , being the amount of the allowance for the month (or months) of : And thereupon an order was made adjudging him to undergo simple (or rigorous) imprisonment in the said jail for the period of ;

This is to authorize and require you, the said Superintendent (or Keeper), to receive the said (*name*) into your custody in the said jail, together with this warrant, and there carry the said

SCHEDULE V—continued.

Given under my hand and the seal of the Court, this _____ day of _____, 18____.

(Seal.) (Signature.)

(See section 465.)

This is to authorize and require you to make distress by seizure of any moveable property belonging to the said (name) which may be found within the district of _____, and if within (state the number of days or hours allowed) next after such distress the said sum shall not be paid (or forthwith), to sell the moveable property distrained, or so much thereof as shall be sufficient to satisfy the said sum; returning this warrant with an endorsement certifying what you have done under it, immediately upon its execution.

[illegible]

(See sections 496, 499.)

I, (name), of (place), being brought before the Magistrate of (as the case may be) charged with the offence of _____, and required to give security for my attendance in his Court and at the Sessions Court, if required, do bind myself to attend at the Court of the said Magistrate on every day of the preliminary enquiry into the said charge, and should the case be sent for trial by the Sessions Court to be, and appear, before the said Court when called upon to answer the charge against me; and in case of my making default herein, I bind myself to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees _____.

Dated this day of , 18 .

I hereby declare myself (or We jointly and severally declare ourselves and each of us) surety (or sureties) for the said (name) that he shall attend at the Court of _____ on every day of the preliminary enquiry into the offence charged against him, and should the case be sent for trial by the Sessions Court, that he shall be and appear before the said Court to answer the charge against him, and in case of his making default therein, I bind myself (or we bind ourselves) to forfeit to Her Majesty the Queen, Empress of India, the sum of rupees _____.

Dated this day of , 18 .
(Signature.)

(See section 500.)

To the Superintendent (or Keeper) of the Jail at _____ (or other
officer in whose custody the person is).

WHEREAS (name and description of prisoner) was committed to your custody under warrant of this Court, dated the _____ day of _____ and has since with his surety (or sureties) duly executed a bond,

and sufficient cause has been shown to me for his release from further imprisonment.

and there have appeared to me sufficient grounds for the opinion that he can be released without any hazard to the community;

SCHEDULE V—continued.

FORMS.

This is to authorize and require you forthwith to discharge the said (name) from your custody, unless he is liable to be detained for some other matter.

Given under my hand and the seal of the Court, this day of , 18 .
(Signature.)

XLIV.—WARRANT OF ATTACHMENT TO ENFORCE A BOND.

(See section 514.)

To the Police-officer in charge of the Police-station at

WHEREAS (name, description and address of person) has failed to appear on (mention the occasion) pursuant to his recognizance, and has by such default forfeited to Her Majesty the Queen, Empress of India, the sum of rupees (the penalty in the bond);

This is to authorize and require you to attach any moveable property of the said (name) that you may find within the district of , by seizure and detention, and if the said amount be not paid within three days to sell the property so attached, or so much of it as may be sufficient to realize the amount aforesaid, and to make return of what you have done under this warrant immediately upon its execution.

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.) (Signature.)

XLV.—NOTICE TO SURETY ON BREACH OF A BOND.

(See section 514.)

To of

WHEREAS on the day of , 18 , you became surety for (name) of (place) that he should appear before this Court on the day of , and bound yourself in default thereof to forfeit the sum of rupees to Her Majesty the Queen, Empress of India; and whereas the said (name) has failed to appear before this Court, and by reason of such default you have forfeited the aforesaid sum of rupees , you are hereby required to pay the said penalty or show cause, within days from this date, why payment of the said sum should not be enforced against you.

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.) (Signature.)

XLVI.—NOTICE TO SURETY OF FORFEITURE OF BOND FOR GOOD BEHAVIOUR.

(See section 514.)

To of

WHEREAS on the day of , 18 , you became surety by a bond for (name) of (place) that he would keep the peace for the period of , and bound yourself in default thereof to forfeit the sum of rupees to Her Majesty the Queen, Empress of India; and whereas the said (name) has been convicted of the offence of (mention the offence concisely) committed since you became such surety, whereby your security-bond has become forfeited;

You are hereby required to pay the said penalty of rupees , or to show cause within days why it should not be paid.

Given under my hand and the seal of the Court, this day of , 18 .
(Seal.) (Signature.)

XLVII.—WARRANT OF ATTACHMENT AGAINST A SURETY.

(See section 514.)

To

WHEREAS (name, description and address) has bound himself as surety for the appearance of (mention the condition of the bond), and the said (name) has made default, and thereby forfeited to Her Majesty the Queen, Empress of India, the sum of rupees (the penalty in the bond);

FORMS.

SCHEDULE V—continued.

This is to authorize and require you to attach any moveable property of the said (name) which you may find within the district of _____, by seizure and detention; and if the said amount be not paid within three days, to sell property so attached, or so much of it as may be sufficient to realize the amount aforesaid, and make return of what you have done under this warrant immediately upon its execution.

Given under my hand and the seal of the Court, this _____ day of _____, 18 ____.
(Seal.) (Signature.)

XLVIII.—WARRANT OF COMMITMENT OF THE SURETY OF AN ACCUSED PERSON ADMITTED TO BAIL.

(See section 514.)

To the Superintendent (or Keeper) of the Civil Jail at _____

WHEREAS (name and description of surety) has bound himself as a surety for the appearance of _____ (state the condition of the bond), and the said (name) has therein made default whereby the penalty mentioned in the said bond has been forfeited to Her Majesty the Queen, Empress of India, and whereas the said (name of surety) has, on due notice to him, failed to pay the said sum or show any sufficient cause why it should not be enforced against him, and the same cannot be recovered by attachment and sale of moveable property of his, and an order has been made for his confinement in jail for (specify the period);

This is to authorize and require you, the said Superintendent (or Keeper), to receive the said (name) into your custody with this warrant and him safely to keep in the said Jail for the said (term of imprisonment), and to return this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Court, this _____ day of _____, 18 ____.
(Seal.) (Signature.)

XLIX.—NOTICE OF FORFEITURE OF A BOND TO KEEP THE PEACE TO THE PRINCIPAL.

(See section 514.)

To (name, description and address).

WHEREAS on the _____ day of _____, 18 ____, you entered into a bond not to commit, &c. (as in the bond), and proof of the forfeiture of the same has been given before me and duly recorded;

You are hereby called upon to pay the said penalty of rupees _____, or to show cause before me within _____ days why payment of the same should not be enforced against you.

Dated this _____ day of _____, 18 ____.
(Seal.) (Signature.)

L.—WARRANT TO ATTACH THE PROPERTY OF THE PRINCIPAL ON BREACH OF A BOND TO KEEP THE PEACE.

(See section 514.)

To (name and designation of Police-officer) at the Police-station of _____

WHEREAS (name and description) did on the _____ day of _____, 18 ____, enter into a bond for the sum of rupees _____, binding himself not to commit a breach of the peace, &c. (as in the bond), and proof of the forfeiture of the said bond has been given before me and duly recorded; and whereas notice has been given to the said (name) calling upon him to show cause why the said sum should not be paid, and he has failed to do so or to pay the said sum;

SCHEDULE V—continued.

FORMS.

This is to authorize and require you to attach by seizure moveable property belonging to the said (name) to the value of rupees which you may find within the District of , and if the said sum be not paid within to sell the property so attached, or so much of it as may be sufficient to realize the same; and to make return of what you have done under this warrant immediately upon its execution.

Given under my hand and the seal of the Court, this
(Seal.)

day of , 18
(Signature.)

LI.—WARRANT OF IMPRISONMENT ON BREACH OF A BOND TO KEEP THE PEACE.

(See Section 514.)

To the Superintendent (or Keeper) of the Civil Jail at

WHEREAS proof has been given before me and duly recorded that (name and description) has committed a breach of the bond entered into by him to keep the peace, whereby he has forfeited to Her Majesty the Queen, Empress of India, the sum of rupees ; and whereas the said (name) has failed to pay the said sum or to show cause why the said sum should not be paid, although duly called upon to do so, and payment thereof cannot be enforced by attachment of his moveable property, and an order has been made for the imprisonment of the said (name) in the Civil Jail for the period of (term of imprisonment);

This is to authorize and require you, the said Superintendent (or Keeper), of the said Civil Jail to receive the said (name) into your custody, together with this warrant, and him safely to keep in the said Jail for the said period of (term of imprisonment); and to return this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Court, this
(Seal.)

day of , 18
(Signature.)

LII.—WARRANT OF ATTACHMENT AND SALE ON FORFEITURE OF BOND FOR GOOD BEHAVIOUR.

(See Section 514.)

To the Police-officer in charge of the Police-station at

WHEREAS (name, description and address) did on the day of , 18 , give security by bond in the sum of rupees for the good behaviour of (name, &c., of the principal), and proof has been given before me and duly recorded of the commission by the said (name) of the offence of , whereby the said bond has been forfeited; and whereas notice has been given to the said (name) calling upon him to show cause why the said sum should not be paid, and he has failed to do so or to pay the said sum;

This is to authorize and require you to attach by seizure moveable property belonging to the said (name) to the value of rupees which you may find within the District of , and if the said sum be not paid within to sell the property so attached, or so much of it as may be sufficient to realize the same, and to make return of what you have done under this warrant immediately upon its execution.

Given under my hand and the seal of the Court, this
(Seal.)

day of , 18
(Signature.)

LIII.—WARRANT OF IMPRISONMENT ON FORFEITURE OF BOND FOR GOOD BEHAVIOUR.

(See Section 514.)

To the Superintendent (or Keeper) of the Civil Jail at

WHEREAS (name, description and address) did on the day of , 18 , give security by bond in the sum of rupees for the good behaviour of (name, &c., of the principal), and proof of the breach of the said bond has been given before me and duly

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Forms.

SCHEDULE V—concluded.

recorded, whereby the said (*name*) has forfeited to Her Majesty the Queen, Empress of India, the sum of rupees ; and whereas he has failed to pay the said sum or to show cause why the said sum should not be paid, although duly called upon to do so, and payment thereof cannot be enforced by attachment of his moveable property, and an order has been made for the imprisonment of the said (*name*) in the Civil Jail for the period of (*term of imprisonment*) ;

This is to authorize and require you, the said Superintendent (or Keeper), to receive the said (*name*) into your custody, together with this warrant, and him safely to keep in the said Jail for the said period of (*term of imprisonment*) ; returning this warrant with an endorsement certifying the manner of its execution.

Given under my hand and the seal of the Court, this

day of , 18

(Seal.)

(Signature.)

Table showing correspondence of the section-numbers of Act X of 1872, as amended by Act XI of 1874, with those of the Bill.

Act X of 1872.	BILL.	Act X of 1872.	BILL.
1, para. 1 ...	1, para. 1	4, para. 1, cl. 11	4, para. 1, cl. (d)
2 ...	2	12	(e)
3 ...	1	13	...
2, para. 1 ...	2, 1	14	.....
2 ...	1, 2	15	4, para. 1, cl. (g)
3 ...	3, 1	16	(g)
4 ...	2	17	(h)
5, cl. 1	4, para. 1, cl. (g)	18	(i)
6	204, 1	19	(r)
3	4, 1, cl. (r)	20	(r)
4	28	24, para. 2, cl. 1	4, para. 2, cl. 1
6 ...	.....	5 ...	6
7 ...	2, para. 2	6 ...	5
3 ...	558, 1	7 ...	6
4, para. 1 ...	6, 1	8, para. 1 ...	5, and 29, cl. 1
cl. 1	.....	2 ...	29, cls. (b) and (c)
2	.....	9 ...	26
3	4, para. 1, cl. (b)	10 ...	2, para. 2
4	(c)	11 ...	5
5	.....	12 ...	7, para. 1, cl. 1
6	.....	13 ...	2
7	4, para. 1, cl. (d)	14 ...	3
8	(e)	15, para. 1 ...	9, para. 1
9	2 ...	31, 2
10	4, para. 1, cl. (g)	16 ...	9, para. 1

¹ See Act XI 1874, s. 1.

² See Act XI, 1874, s. 2.

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17	{ 9, para. 2 81, 2 193, 2	37, para. 2	17, para. 1, cl. 1, and para. 3
18, para. 1	{ 9, 2 81, 3 193, 3	38	7, para. 2.
21	{ 81, 3 380, 1	39 ³	7, para. 1, cl. 2, and paras. 3, 4.
19	6	40, para. 1	13, para. 1
20, para. 1	32, para. 1	2	2
2	32, para. 1	3	3
3	32, para. 2	41	17, 1, cl. 2
<i>Expt.</i>	33, para. 1, cl. 1, and para. 2	42, para. 1	14, 1
21	36, and 37, para. 1	2	2
22	36	34	3
23	37, and 191, para. 2	43	39
24	36	44, para. 1 ⁵	192, 1
25	37, and 191, paras. 2 and 3	2	200, <i>Proviso</i> (a) & (c).
26	36	3
27	37, and 191, paras. 2 and 3	4	528, para. 1
28	36	45, 1	346, 1
29	37	2	2
30	36	3
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32	529	46, paras. 1 & 2	349
33	532	3	347
34	530	<i>III.</i> ⁶
34, cl. (B)	529, cl. (A)	47, 1 ⁷	528, para. 1.
35	10	2	407, 2
36 ¹	30, 34, & 380, para. 1	48	523, 2
37, para. 1	12, para. 1	49	12, 1
		49, <i>Proviso</i>	.....
		50	15, para. 1

¹ and ² See Act XI, 1874, s. 3.³ See Act XI, 1871, s. 4.⁴ Ditto ditto s. 5.⁵ and ⁷ See Act XI, 1874, s. 6.⁶ Ditto ditto, s. 7.

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51	15, para. 2	67, III. (e)	181, para. 2
52	10 ⁹	(f)	2
53	16	68	181, para. 1
54	41	69	185
55	11	70	581
56	40	71	4, cl. (u)
57	{ 4, cl. (m) 192, para. 1	72, para. 1	443, 444
58	402, para. 1	2	443
59 ¹	405	3	.....
60	403	73	445
61	404	74, para. 1	443
62	422, cl. I	2	440
63, para. 1	177	75, para. 1	447, para. 1
2	178, para. 1	2 ⁶	2
<i>Proviso</i> ²	<i>Proviso</i>	3 ⁶	448
<i>Expt.</i>	.....	76, para. 1	444, 440
64	526, paras. 1 and 2	2	440
<i>Proviso</i> ³	.....	77	450
64A ⁴	527	78, para. 1	.....
65	179	2	451
66	180	79	408, <i>Proviso</i> (b)
66, III. (a)	180, III. (a)	80	410
(b)	(b)	81, para. 1, cl. 1	456
(c)	(c)	2	457
(d)	.....	81, para. 2	458
67	182	82	{ 2, para. 1 (40)
67, III. (a)	183	83	459, paras. 1 and 3
(b)	.....	84	454
(c) ⁵	181, para. 1	85	455, 584
(d)	.....	

¹ See Act XI, 1874, s. 8.
² *Idem* *idem*, s. 9.

³ Repealed by Act XI, 1874, s. 10.
⁴ See Act XI, 1874, s. 11.

⁵ See Act XI, 1874, s. 12.

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90 ...	43	111 ...	1, para. 2
91 ...	42	112 ...	154
92, cl. 1 ...	54, cl. 1	113 ...	155, para. 1
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<i>cl. fifthly</i> ...	<i>cl. fourthly</i>	116 ...	157, para. 1, <i>Proviso (a)</i>
<i>cl. sixthly</i> ...	<i>cl. fifthly</i>	117, para. 1 ...	157, para. 1, <i>Proviso (a)</i>
<i>cl. seventhly</i> ...	<i>cl. sixthly</i>	2 ...	158
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94, cls. 1 and 2 ...	55	119, paras. 1 and 2 ...	161
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100 ...	4 ^c , para. 1, cls. 1 & 2	paras. 2, 3 & 4 ...	167, paras. 1, 3 and 4
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102, para. 1 ...	58	126 ...	172
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105 ...	59, para. 1, cl. 1	128, para. 1 ...	497, para. 1
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129 ...	498	144, paras. 1 & 2	200, para. 1
130, para. 1 ...	170, para. 2	para. 3	2
2 ...	3	145	201
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4 ...	5	147, para. 1 ...	203
5 ...	172, cl. 1	2 ...	403, <i>Expin.</i>
131, para. 1 ...	2	3 ...	204, para. 1
2 ...	<i>Proviso</i>	143, para. 1 ...	204
132, para. 1 ...	62	2 ...	90
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2 ...	86	2 ...	para. 5
3 ...	86	189 ...	207
171, para. 1 ...	87, para. 1	190 ...	208, para. 1, and 252, para. 1.
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3 ...	87, para. 1, cl. (c)	2
4 ...	87, para. 3	192 ...	540
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3 ...	4, first cl. & cl. (e), (f) & (g)	<i>Expln.</i> ...	3
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176 ...	80	<i>Expln.</i> ² ...	209, para. 2, 210, 403, <i>Expln.</i>
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178 ...	2	197 ...	214
179 ...	47	<i>Expln.</i> ...	215
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183 ...	81	199 ...	210, para. 2
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¹ See Act XI, 1872, s. 13.² *Ibid.* *ibid.*, s. 14.

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2 ...	492, para. 2.	218 ...	256
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206, para. 1 ...	242	(3) ...	(c)
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207 ...	244, para. 1	(7) ...	(e)
208, para. 1 ...	248, para. 1	(8) ...	(g)
2 ...	92	(9) ...	(h)
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212 ...	247	227 ...	263
213 ...	251	228 ...	264
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215 ...	253, para. 1	230 ...	2
216, <i>Expln.</i> 1 ...	259	231 ^e ...	193, para. 1
2 ...	408, <i>Expln.</i>	232 ...	268
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^a See Act XI, 1874, s. 15.^b See Act XI, 1874, s. 16.^c Ditto ditto, s. 17.^d Ditto ditto, s. 18.

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246 ...	280	268, para. 1 ...	486, paras. 1 & 2
247 ...	286	2 ...	para. 3
248 ...	287	269, para. 1 ...	408, para. 1
249 ¹ ...	288	2 ...	422, cl. 1
250 ...	342, para. 1	270, para. 1 ...	408, <i>Proviso</i> (a)
		2 ...	para. 1

¹ See Act XI, 1874, s. 19.
Ditto ditto, s. 20.

² See Act XI, 1874, s. 21.

ACT X OF 1872.	BILL.	ACT X OF 1872.	BILL.
270, para. 3 ...	408, <i>Proviso (a)</i> and 410	282, para. 2 ...	404
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272, para. 1 ...	417	3
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277 ...	420	292 ...	553
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2 ...	2	294 ...	435, para. 1
3 ¹⁰ ...	Om : see secs. 421, 423	295, para. 1 ...	1
279, <i>cl. 1</i> ...	422, <i>cl. 1</i>	2
<i>cl. 2¹¹</i> ...	2	296, para. 1 ...	438
280 ¹² ...	423	2 ¹³ ...	436, <i>cl. 1</i>
<i>Proviso</i>	<i>Proviso</i> ¹⁴ ...	456, <i>Proviso (d)</i>
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282, para. 1 ...	428, para. 1	297, para. 3 ...	430, para. 1

¹, ², ³, ⁴ and ⁵ See Act XI, 1874, s. 22.
⁶ Ditto ditto, s. 23.
⁷ and ⁸ Ditto ditto, s. 24.

⁹ See Act XI, 1874, s. 25.
¹⁰ Ditto ditto, s. 25.
¹¹ Ditto ditto, s. 27.
¹² Ditto ditto, s. 28.

¹³ and ¹⁴ See Act XI, 1874, s. 29.
¹⁵ Ditto ditto, s. 30.

Act X of 1872.	BILL.	Act X of 1872.	BILL.
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298 ¹ ...	437	2 ...	392, para. 2
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2 ...	{ 425, para. 2 442	312, paras. 1 & 2 ⁴	394
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302, para. 1 ...	373	2, Prov. 1	2, <i>Proviso 1</i>
2	2, Prov. 2	2, <i>Proviso 2</i>
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302 A, ² para. 1 ...	383	316 ...	396
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¹ See Act XI, 1874, s. 31.
² Ditto ditto, s. 32.

³ See Act XI, 1874, s. 33, para. 1.
⁴ Ditto ditto, s. 33, para. 2.
^{5, 6, and 7} Ditto ditto, s. 34.

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6 ² ...	507	353, para. 1 ...	87, paras. 1, 2, cl. (b)
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334, para. 1, ...	356, para. 1	355 ...	90
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337 ...	359	360 ...	217
338 ...	359, and 362, para. 2	361 ...	244, paras. 2 and 3
339 ...	360	362, para. 1 ...	{ 208, para. 2 252, para. 2
340 ...	361	2 ...	{ 208, para. 2 257, para. 1
341 ...	363	363 ...	291
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374	...	99	397, para. 1	...	514, para. 1
375	...	101	2	...	2 & 3
376, para. 1	...	101	3	...	4
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3	...	101	1, Prov. ²	...	para. 5
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379 ¹	...	105	2	...	2
380	...	166	401, para. 1	...	322
381	...	153	2	...	323
382	...	102, para. 1	402	...	324, paras. 1 to 4
383	...	2	403	...	325
384	...	2	404	...	319
385	...	103	405, cl. 1	...	278, 320
386	...	52	2	...	278, cl. (d)
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388	...	496	5	...	278, 320
389, para. 1	...	497, para. 1	6	...	278, cl. (e)
2	...	2	406, para. 1, cl. 1	...	320, cl. 1
390	...	498	2	...	(a) ²
			3	...	(b)

¹ See Act XI, 1874, s. 36.² See Act XI, 1874, s. 37.

ACT X OF 1872.	BILL.	ACT X OF 1872.	BILL.
406, para. 1, cl. 4	320, cl. (c)	418 ¹ ...	517, para. 1
5	(d)	418, <i>Explan.</i> ² ...	517, <i>Explan.</i>
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8	320, cl. (g)	421 ...	544
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414 ...	332	2 ...	2
415, para. 1 ...	523, para. 1	3 ...	347
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416 ...	523, para. 2	437 ...	484
417, para. 1 ...	524, para. 1	438, para. 1 ...	445
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¹ and ² See Act XI, 1874, s. 36.
³ Ditto ditto, s. 39.

Act X of 1872.	Bill.	Act X of 1872.	Bill.
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442 ...	554	456 ...	237
443 ...	225	457 ...	238, para. 1
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445 ...	227	(b)
446 ...	226	458 ...	239
447 ...	228	459 ...	240
448 ...	229	460, para. 1 ...	403, para. 1
449 ...	231	2 ...	2
450 ...	230	3 ...	3
451 ¹ ...	232	4 ...	4
452 ...	233	III. (a) ...	III. (a)
453 ...	234	(b) ...	(b)
454, paras. 1 to 3	235	(c) ...	(c)
454, III. (a) ...	235, III. (a)	(d)
(b) ...	(d)	(e) ...	403, III. (d)
(c) ...	(e)	(f) ...	(f)
(d) ...	(f)	(g) ...	(g)
(e)	(h) ...	(h)
(f) ...	235, III. (g)	461, cl. 1 ...	367, para. 2
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(h)	462 ...	366
(i)	463 ...	367, para. 1
(j) ...	235, III. (i)	464, para. 1 ...	{ 367, paras. 1, 2 & 4 369
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¹ See Act XI, 1874, s. 40.² See Act XI, 1874, s. 41.

Act X of 1872.	Bill.	Act X of 1872.	Bill.
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6 ...	537	485 ...	132, cl. (c)
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485	196	487 ...	131, and 132, cl. (d)
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4 ...	2	489 to 494 (Ch. XXXVI) ²	127 to 132 (Ch. IX) ²
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467 ...	195, para. 1, cl. (a)	2 ...	120, para. 1
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479 ...	199	499, para. 1
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481 ...	128		
482 ...	129		
483 ...	132, cl. (a)		

¹ See Act XI, 1874, s. 41.² Ditto ditto, s. 42.³ See Act XI, 1874, s. 42.

ACT X OF 1872.	BILL.	ACT X OF 1872.	BILL.
499, para. 3 ...	123, paras. 1 & 4	514, para. 1	514, para. 1
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6 ...	121	518, with <i>Expln.</i> 1	144, para. 1
7 ...	107, 514	518, <i>Expln.</i> 2 ...	2
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508 ...	128, para. 3	524, para. 1 ...	138, cl. (d) 41
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2 ...	554	525, para. 1 ...	{ 136, & 137, para. 1 { 140, para. 2.
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2 ...	5	526, para. 1 ...	{ 139, para. 1 { 140, para. 1
511 ...	124, para. 1	2 ...	140, para. 2
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¹ See Act XI, 1874, s. 44.² See Act XI, 1874, s. 45.

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534 ...	522	541 ...	1, para. 2

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ACT XI OF 1874.	BILL.	ACT XI OF 1874.	BILL.
1 ...	4, cls. (q) & (r), 28, 204, para. 1	23
2 ...	4, para. 2, cl. 1	24, cl. 1
3 ...	280, para. 1	2 ...	415, <i>Expia.</i>
4 ...	7, para. 1, cl. 2, para. 3	25 ...	543
5 ...	14, para. 3	26 ...	Om., see secs. 421, 423
6 ...	102, para. 1, 526, para. 1	27 ...	422, cl. 2
7 ...	.....	28 ...	423
8 ...	485	29, cl. 1 ...	436, cl. 1
9 ...	178, <i>Proviso.</i>	2 ...	<i>Proviso (b)</i>
10 ...	.....	30 ...	439
11 ...	527	31 ...	437
12 ...	447, para. 2, 448	32 ...	383, 390
13 ...	340	33 ...	391, para. 2, 394
14 ...	209	34, cl. 1 ...	401, para. 1
15 ...	218, cl. 1	2 ...	4
16 ...	254	3 ...	.....
17 ...	260, cl. (j)	35 ...	504, para. 1, 505, 507
18 ...	193, para. 1	36 ...	165, para. 4
19 ...	286	37 ...	514, para. 5
20 ...	288	38 ...	517, para. 1 & <i>Expia.</i>
21 ...	306, para. 1, 307	39 ...	465, para. 2
22, cl. 1 ...	410	40 ...	232, <i>III.</i>
2 ...	418, 423, cl. (d)	41 ...	371, para. 1, 543
3 ...	371, para. 3	42 ...	4, last para.
4 ...	.....	43 ...	Chapter IX
5 ...	378, 420	44 ...	514, para. 4
		45 ...	137, para. 2

Table shewing correspondence of the section-numbers of the High Courts Act (X of 1875) with those of the Bill.

ACT X OF 1875.	BILL.	ACT X OF 1875.	BILL.
1	...	31	340
2	3	32	267
3	4, 266	33	274, 276
4	334	34	272
5	335	35	451
6	5	36	452
7	226	37	452
8	226	38	276
9	227	39	311
10	227	40	312
11	228	41	311
12	229	42	313
13	210, 548	43	313
14	273, 403	44	314
15	231	45	315
16	230	46	318
17	233	47	277, 278
18	234	48	279
19	235	49	276
20	236	50	316
21	237	51	317
22	238	52	.....
23	239	53	277
24	225	54	278
25	534	55	279
26	220	56	279
27	336	57	278
28	271	58	280
29	271	59	286
30	272	60	287

ACT X OF 1875.	BILL.	ACT X OF 1875.	BILL.
61	342	92	309
62	289, 290	93	289
63	292	94	301
64	293	95	303
65	296	96	302
66	344	97	305
67	295	98	303
68	385	99	283
69	294	100	398
70	543	101	434
71	509	102	240
72	510	103	354
73	.....	104	384, 385
74	512	105	386, 387
75	286	106	545, 546
76	502, 504, 505, 507	107	.....
77	338	108	392, 394, 395
78	339	109	35
79	.....	110	393
80	540	111	397
81	89	112	309
82	87	113	368
83	89	114	382
84	90	115	517
85	291	116	544
86	94	117	403
87	96	118	211
88	104	119	511
89	485	120	465
90	297	121	466
91	298	122	467

Act X of 1875.	Bill.	Act X of 1875.	Bill.
123	468	139	513
124	470	140	100
125	471	141	108
126	473	142	522
127	472	143	1
128	474	144	....
129	475	145	194
130	341	146	323
131	196	147	520
132	197	148	491
133	195	149	539
134	195	150	352
135	476	151	345
136	488	152	25
137	514	153	558
138	514, 516		

Table shewing correspondence of the section-numbers of the *Presidency Magistrates' Act (IV of 1877)* with those of the *Bill*.

ACT IV OF 1877.	BILL.	ACT IV OF 1877.	BILL.
1	.....	31	587
2	.....	32	203
3	1	33	204
4	.....	34	90, 204
5	342, 556	35	204
6	4	36	90
7	.....	37	205
8	7, 18, 19, 20, 25	38	196
9	18, 20, 21	39	197
10	8	40	195
11	32	41	195
12	33	42	195
13	35	43	195
14	5	44	476
15	64	45	199
16	164	46	195, 198, 197
17	551	47	68
18	177	48	69
19	179	49	70
20	180	50	73
21	182	51	74
22	181	52	93
23	185	53	90
24	531	54	186
25	191	55	180
26	.....	56	75, 77
27	204	57	.....
28	191	58	76
29	193	59	77
30	200	60	79

Act IV of 1877.	BILL.	Act IV of 1877.	BILL.
61	...	92	216
62	65	93	217
63	82	94	221
64	83, 84	95	222
65	85, 86	96	223
66	...	97	224
67	87	98	225
68	88	99	227
69	99	100	227
70	63, 496	101	228
71	497	102	229
72	499	103	231
73	500	104	230
74	496	105	233
75	501	106	234
76	502	107	235
77	514	108	236
78	514	109	237
79	514	110	238
80	513	111	239
81	207	112	240
82	208	113	403
83	208, 353	114	241, 370
84	364	115	362
85	540	116	254
86	344	117	240, 537
87	209	118	247, 259
88	210	119	242
89	210, 213, 220	120	243, 253
90	210	121	244, 256
91	211, 212, 213, 219, 291	122	254, 255
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ACT IV OF 1877.	BILL.	ACT IV OF 1877.	BILL.
124	92, 344	156	512
125	248	156	350
126	245, 258, 370	157	508
127	347	158	508
128	348	159	96
129	495	160	96
130	340	161	101
131	341	162	102
132	352	163	102
133	259, 345	164	102
134	640	165	103
135	90	166	52
136	90	167	411, 412
137	87, 88	168	417, 427
138	89	169	419
139	542	170	548
140	91	171	420
141	485	172	421
142	244	173	422
143	252, 257	174	423
144	94	175	426
145	96	176	428
146	95	177	537
147	104	178	537
148	342	179	423
149	343	180	404
150	337	181	520
151	339	182	441
152	509	183	383, 390
153	510	184	384
154	511	185	386, 387, 388, 389, 536

ACT IV OF 1877.	BILL.	ACT IV OF 1877.	BILL.
186	535	217	90, 114
187	391	218	116
188	392	219	119
189	394	220	118
190	393	221	123
191	395	222	112
192	396	223	123
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198	408	229	614
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204	475	235	489
205	480	236	490
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207	484	238	164
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210	120	241	438
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R. J. CROSTHWAITE,

Offg. Secy. to the Govt. of India.

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Nothing hereinafter contained shall be deemed to have the force of law.

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